

DOCUMENT 3



**STATE OF WEST VIRGINIA
DEPARTMENT OF HEALTH AND HUMAN RESOURCES
BUREAU FOR PUBLIC HEALTH**

**e Manchin III
Governor**

Commissioner's Office
350 Capitol Street, Room 702
Charleston, West Virginia 25301-3712
Telephone: (304) 558-2971 Fax: (304) 558-1035

**Martha Yeager Walker
Secretary**

November 16, 2006

**Ms. Karen Johnson, Chief
Ground Water & Enforcement Branch
Office of Drinking Water & Source Water Protection
United States Environmental Protection Agency
Region III, 1650 Arch Street
Philadelphia, Pennsylvania 19103-2029**

Dear Ms. Johnson:

The West Virginia Department of Health and Human Resources' Bureau for Public Health has discussed with the U.S. Environmental Protection Agency (EPA) the necessity for the development of a regulatory standard for C-8 (as that term is used for both ammonium perfluorooctonate and perfluorooctanoic acid). The emissions from the DuPont Washington Works facility and human exposures resulting from the emissions in Wood County are currently regulated by a Consent Order agreed to by our agency and DuPont in November 2001. The drinking water supplies near the Washington Works facility are also covered under the Order of Consent issued on March 7, 2002 (Docket Numbers DWA-03-2002-0019 and SDWA-05-2002-0002).

Due to the complex nature of the toxicology involved with human exposure to C-8 and the scientific studies that have become available since the 2001 and 2002 Consent Orders, the State of West Virginia has relied upon the expertise and resources of the EPA to review and evaluate the potential risks to human health presented by exposure to C-8. The State of West Virginia is relying on the EPA to establish a Site-Specific Action Level for C-8 in drinking water that reduces exposure to residents in the vicinity of the Washington Works facility.

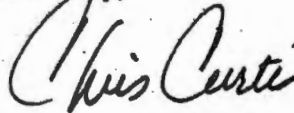
As has been discussed between our agency and EPA, the recent scientific studies support a revision to the regulatory framework outlined in the March 7, 2002 Order. The West Virginia Department of Health and Human Resources requests that the EPA take requisite action to make the necessary revisions to the Order.

EPA 00023

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We appreciate the continued support and cooperation of the EPA in the regulation of C-8.

Sincerely,

A handwritten signature in cursive script that reads "Chris Curtis".

Chris Curtis, M.P.H.
Acting Commissioner

CC:dse

cc: Rocco Fucillo
Anthony D. Eates, II
Barbara S. Taylor
Perry McDaniel

EPA 00024